## ORIGINAL

FILED

September 30 2009

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

## IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 09-0354

STATE OF MONTANA,

Plaintiff and Appellee,

v.

DANNY SARTAIN,

Defendant and Appellant.

SEP 3 0 20 THE STATE OF MONTAN COURS

## **ORDER**

Upon consideration of Appellant's motion for extension of time, and good cause appearing therefore,

IT IS HEREBY ORDERED that Appellant is granted an extension of time to and including November 5, 2009, within which to prepare, file, and serve its opening brief on appeal.

DATED this day of \_\_\_\_\_\_, 2009.

CHIEF JUSTICE